

Senate Bill No. 292

CHAPTER 298

An act to amend Section 46146 of, and to add Section 76002 to, the Education Code, relating to school attendance, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor July 25, 1996. Filed with
Secretary of State July 25, 1996.]

LEGISLATIVE COUNSEL'S DIGEST

SB 292, Costa. School attendance.

(1) Existing law specifies that a day of attendance for certain pupils who are also enrolled part time in classes of the California State University or the University of California or in a community college, as specified, is 180 minutes. Existing law requires this 180-minute minimum schoolday to be reported as attendance for $\frac{3}{4}$ of the full 240-minute minimum schoolday for purposes of computing the average daily attendance of these pupils.

This bill would require that commencing with the 1995-96 fiscal year the attendance in excess of the 180-minute minimum for these pupils be computed and reported by determining the percentage of the full 240-minute minimum schoolday the pupils are actually in attendance and would prohibit the reporting of more than one full day of attendance for these pupils.

(2) Existing law permits the governing board of a community college district to admit to any community college under its jurisdiction as a special part-time student any high school student who is eligible to attend and provides a method for reimbursing community college districts for that attendance. Existing law also permits the governing board of any school district to determine which students would benefit from advance scholastic or vocational work and to authorize those students to attend a community college as special part-time students, as specified.

This bill would provide that for the purpose of receiving state apportionments, a community college may only report full-time equivalent students (FTES) for high school pupils permitted to attend a community college as special part-time students if those students are enrolled in community college classes that are open to the general public.

This bill would declare that it is to take effect immediately as an urgency statute.

The people of the State of California do enact as follows:

SECTION 1. Section 46146 of the Education Code is amended to read:

46146. (a) A day of attendance in grades 11 and 12 is 180 minutes of attendance if the pupil is also enrolled part time in classes of the California State University or the University of California for which academic credit will be provided upon satisfactory completion of enrolled courses.

(b) A day of attendance for any pupil who is also a special part-time student enrolled in a community college under Article 1 (commencing with Section 48800) of Chapter 5 of Part 27 and who will receive academic credit upon satisfactory completion of enrolled courses is 180 minutes of attendance.

(c) Notwithstanding any other provisions of law, for purposes of computing the average daily attendance of a pupil described in subdivision (a) or (b), the 180-minute minimum schoolday permitted by this section shall be computed and reported as attendance for three-quarters of the full 240-minute minimum schoolday prescribed by Section 46141. Commencing with the 1995–96 fiscal year, if a pupil described in subdivision (a) or (b) is in attendance for more than 180 minutes, the average daily attendance of the pupil shall be computed and reported by determining the percentage of the full 240-minute minimum schoolday prescribed by Section 46141 that the pupil was in attendance at the school. No more than one full day of attendance may be reported for any pupil for any schoolday pursuant to this subdivision.

SEC. 2. Section 76002 is added to the Education Code, to read:

76002. For the purposes of receiving state apportionments, a community college may only report full-time equivalent students (FTES) for high school students permitted to attend a community college district pursuant to Sections 48800 and Section 76001 if those students are enrolled in community college classes that are open to the general public.

SEC. 3. Regardless of when this act becomes effective, it is the intent of the Legislature to make changes in state apportionments to school districts for the entire 1995–96 fiscal year. For the purpose of implementing the changes required by Section 1 of this act, the Superintendent of Public Instruction and other public officers shall take all necessary steps to effect the required adjustments, including the authority to adjust allowance computations, as apportionments, and disbursements ordered from Section A of the State School Fund and other public funds.

SEC. 4. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to provide continuous education for high school pupils seeking higher education opportunities and to allow school districts proper planning time, it is necessary that this act take effect immediately.

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